



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 2023

February 25, 2003

Ken I. Yoshida
Knoble & Yoshida
Eight Penn Center, Suite 1350
1628 John F. Kennedy Blvd.
Philadelphia, PA 19103

In re application of:
Nakane, et al **DECISION ON PETITION**
Serial No.: 09/897,169
Filed: July 2, 2001
For: MUFFLER FOR COMPRESSOR

This is a decision on the petition received on October 8, 2002, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed August 21, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned October 25, 2001. The notice of abandonment was mailed August 26, 2002.

On October 8, 2002, the office received a communication from the attorney of record. Enclosed was an acknowledgment that the attorney responded to the Notice to File Missing Parts on October 1, 2001.

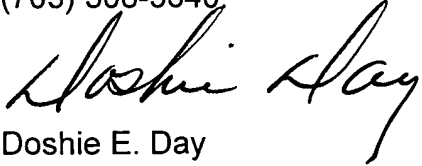
The evidence submitted is sufficient to establish that the petitioners responded to the Notice to File Missing Parts on October 1, 2001. The documents of October 1, 2001, contained the wrong serial number.

The petition is hereby GRANTED.

- 2 -

The application has been completed for release to Technology Center 3746.

Telephone inquiries concerning this matter may be directed to Doshie E. Day at
(703) 308-3640

A handwritten signature in cursive script, appearing to read "Doshie Day".

Doshie E. Day
Program Management Assistant
Office Initial Patent Examination